

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
VICTORIA'S SECRET STORES
BRAND MANAGEMENT, INC.,

Plaintiff,

- against -

INTERTEX APPAREL LTD.
and MACY'S, INC.

Case No. 08-CV-03452 (SHS) (THK)

Defendant.

-----X
INTERTEX APPAREL LTD.,

Counterclaim-Plaintiff,

- against

VICTORIA'S SECRET STORES BRAND
MANAGEMENT, INC.

Counterclaim-Defendant.

-----X

**DEFENDANT INTERTEX APPAREL LTD.'S ANSWER AND AFFIRMATIVE
DEFENSES AND COUNTERCLAIMS AND DEFENDANT MACY'S, INC.'S
ANSWER AND AFFIRMATIVE DEFENSES**

As and for their answer and affirmative defenses, Defendant and Counterclaim Plaintiff Intertex Apparel Ltd. ("Intertex") and Defendant Macy's, Inc. ("Macy's"), (collectively "Defendants"), through their undersigned counsel, state as follows in response to the Complaint filed by Plaintiff and Counterclaim Defendant Victoria's Secret Stores Brand Management, Inc. ("Victoria's Secret"):

1. Defendants deny knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 1 of the Complaint.

2. Defendants admit the allegations contained in paragraph 2 of the Complaint.

3. Defendants admit the allegations contained in paragraph 3 of the Complaint.

4. Paragraph 4 of the Complaint sets forth a legal conclusion to which no response is required. To the extent paragraph 4 contains any allegations, they are denied.

5. Paragraph 5 of the Complaint sets forth a legal conclusion to which no response is required. To the extent paragraph 5 contains any allegations, they are denied.

6. Paragraph 6 of the Complaint sets forth a legal conclusion to which no response is required. To the extent paragraph 6 contains any allegations, they are denied.

7. Defendants deny the allegations contained in paragraph 7 of the Complaint to the extent that they assert Plaintiff's ownership of any purported PINK trademark, characterize the nature of any such purported trademark, or otherwise characterize the nature of any of Plaintiff's goods or purported PINK marks, and Defendants deny knowledge or information sufficient to form a belief as to the truth of the remaining allegations.

8. Defendants deny the allegations contained in paragraph 8 of the Complaint to the extent that they characterize the nature of Plaintiff's goods or purported PINK marks, and deny knowledge or information sufficient to form a belief as to the truth of the remaining allegations, except admit that Victoria's Secret merchandise is sold through Victoria's Secret specialty retail store, catalogues and websites.

9. Defendants deny the allegations contained in paragraph 9 of the Complaint, except deny knowledge or information sufficient to form a belief as to the truth or accuracy of the document attached as Exhibit A to the Complaint.

10. Defendants deny the allegations contained in paragraph 10 of the Complaint, except state that Plaintiff has brought an action for alleged trademark infringement and unfair competition and respectfully refer the Court to the Complaint for the specific allegations set forth therein.

11. Defendants deny the allegations contained in paragraph 11 of the Complaint to the extent that they assert any trademark or exclusive right to the mark or term PINK and deny knowledge or information sufficient to form a belief as to the truth of the remaining allegations or the truth or accuracy of the documents attached as Exhibit B to the Complaint.

12. Defendants deny the allegations contained in paragraph 12 of the Complaint to the extent that they assert any trademark or exclusive right to the purported trademark referenced, and deny knowledge or information sufficient to form a belief as to the truth of the remaining allegations.

13. Defendants deny the allegations contained in paragraph 13 of the Complaint.

14. Defendants deny the allegations contained in paragraph 14 of the Complaint.

15. Defendants deny the allegations contained in paragraph 15 of the Complaint to the extent that they assert any trademark or exclusive right to the term or

mark PINK or to a mark or logo consisting of a silhouette of a dog and deny knowledge or information sufficient to form a belief as to the truth of the remaining allegations.

16. Defendants deny the allegations contained in paragraph 16 of the Complaint.

17. Defendants deny the allegations contained in paragraph 17 of the Complaint to the extent that they assert any trademark or exclusive right to the term or mark PINK or to a mark or logo consisting of a silhouette of a dog, and deny knowledge or information sufficient to form a belief as to the truth of the remaining allegations or the documents attached as Exhibit C to the Complaint.

18. Defendants deny that Intertex sells its products to Defendant Macy's, Inc. and otherwise admits the allegations contained in Paragraph 18 of the Complaint.

19. Defendants deny the allegations contained in paragraph 19 of the Complaint, except admit that Defendant Macy's is the parent company of the entities that own department stores named Macy's and Bloomingdale's, including the flagship store located in Herald Square at 34th Street and Broadway in New York City.

20. Defendants deny the allegations contained in paragraph 20 of the Complaint.

21. Defendants deny the allegations contained in paragraph 21 of the Complaint, except admit to certain uses on certain clothing of PINKISH and designs that include the letter "P" and the visual image of dogs, a crown, and a crest, and deny knowledge or information sufficient to form a belief as to the truth or accuracy of the documents attached as Exhibit D to the Complaint.

22. Defendants deny the allegations contained in paragraph 22 of the Complaint.

23. Defendants deny the allegations set forth in paragraph 23 of the Complaint.

24. Defendants deny the allegations contained in paragraph 24 of the Complaint.

25. Defendants incorporate by reference all of the foregoing paragraphs as if fully set forth herein.

26. Defendants deny the allegations contained in paragraph 26 of the Complaint.

27. Defendants deny the allegations contained in paragraph 27 of the Complaint.

28. Defendants deny the allegations contained in paragraph 28 of the Complaint.

29. Defendants incorporate by reference all of the foregoing paragraphs as if fully set forth herein.

30. Defendants deny the allegations contained in paragraph 30 of the Complaint

31. Defendants deny the allegations contained in paragraph 31 of the Complaint.

32. Defendants incorporate by reference all of the foregoing paragraphs as if fully set forth herein.

33. Defendants deny the allegations in paragraph 33 of the Complaint.

34. Defendants deny the allegations contained in paragraph 34 of the Complaint.

35. Defendants deny the allegations contained in paragraph 35 of the Complaint.

36. Defendants deny the allegations contained in paragraph 36 of the Complaint

37. Defendants incorporate by reference all the foregoing paragraphs as if fully set forth herein.

38. Defendants deny the allegations contained in paragraph 38 of the Complaint.

39. Defendants deny the allegations contained in paragraph 39 of the Complaint.

40. Defendants deny the allegations contained in paragraph 40 of the Complaint.

41. Defendants deny the allegations contained in paragraph 41 of the Complaint.

42. Defendants deny the allegations contained in paragraph 42 of the Complaint.

AFFIRMATIVE DEFENSES

FIRST DEFENSE

The Complaint and each Count thereof fails to state a claim upon which relief can be granted.

SECOND DEFENSE

Plaintiff's claims are barred in whole or in part by acquiescence, laches, estoppel, and/or waiver.

THIRD DEFENSE

Plaintiff has no valid trademark or exclusive rights to the mark or term PINK because, among other reasons, it is descriptive, not distinctive or suggestive, lacks secondary meaning and is the subject of numerous third party uses.

FOURTH DEFENSE

Plaintiff has no valid trademark or exclusive rights to the mark or logo consisting of a silhouette of a dog because, among other reasons, it is not identified with Plaintiff, lacks secondary meaning and is the subject of numerous third party uses.

FIFTH DEFENSE

Plaintiff has no valid trademark or exclusive rights to the mark or logo consisting of or including a crown, "P," or crest design because, among other reasons, they are not identified with Plaintiff, lack secondary meaning and are the subject of numerous third party uses.

SIXTH DEFENSE

Plaintiff's claims are barred in whole or in part by the statute of limitations.

SEVENTH DEFENSE

Defendants' actions have not infringed and do not infringe, willfully or otherwise, on any valid, enforceable right Plaintiff owns in any trademark or other intellectual property or proprietary right.

EIGHTH DEFENSE

Plaintiff has not been damaged and is therefore not entitled to recover damages from Defendants.

NINTH DEFENSE

Plaintiff failed to mitigate its alleged damages.

TENTH DEFENSE

Plaintiff fails to state a claim against Defendant Macy's, Inc. because, inter alia, it committed none of the acts it is alleged to have committed in the Complaint.

WHEREFORE, Defendants request an order dismissing Plaintiff's Complaint in its entirety, together with an award of costs and expenses of this action, including attorneys' fees, and such other relief as this Court deems just and proper.

COUNTERCLAIMS

As and for its counterclaims, Defendant and Counterclaim Plaintiff Intertex, through its undersigned counsel, alleges as follows:

JURISDICTION AND VENUE

43. This Court has original jurisdiction over the subject matter of this action pursuant to 28 U.S.C. §§ 1331 and 1338(a) and (b) and U.S.C. § 1121(a).

FACTS

44. Intertex is a manufacturer and importer of branded and private label apparel for men, women, and children with offices worldwide.

45. After Intertex introduced its “PINKISH” line of apparel in or about October 2004 (the “PINKISH line”), it sold apparel featuring, individually or in combination, the mark PINKISH, the image of two dachshund dogs (the “Double Dachshund Logo”), a crown, crest design, and/or heart (collectively, the “Other Elements”).

46. In February 2004, Intertex applied for a trademark from the United States Patent and Trademark Office for the mark PINKISH. In July 2007 that trademark was registered and assigned registration number 3261495.

47. Pursuant to the allegations of the Complaint, certain Victoria’s Secret apparel includes individually or collectively the image of a retriever breed dog (the “Retriever Logo”), the term PINK, the letter “P,” a heart, a crown and/or a crest design.

48. Both Intertex and Victoria’s Secret offer apparel that is colored pink.

49. Although the Complaint lists a number of Victoria’s Secret purported marks that include the term PINK (Complaint ¶¶ 11-17), Plaintiff fails to disclose that the term PINK was disclaimed in each and every one of its registrations for those marks.

50. Many clothing suppliers use the term PINK to brand their clothing. For example, a quick Internet search will reveal a non-exhaustive list of clothing lines from the company “ALAPINK” as well as clothing from the company “ALL PINK,” which features a crown in its logo, and the clothing company THOMAS PINK, with the term PINK as its logo. These and other examples are attached as Exhibit A.

51. Many third parties selling apparel also own trademarks utilizing the term PINK, significantly weakening the strength of the mark. A list of third party registered trademarks including the term PINK for use in connection with apparel is attached as Exhibit B.

52. Similarly, Plaintiff's purported rights in the image of a dog on its apparel is very weak -- clothing with the image of a dog is commonplace in the market. A non-exhaustive set of examples thereof is attached as Exhibit C.

53. Further, many parties selling apparel own trademarks featuring the image of a dog, demonstrating the third party use of the purported mark. (*See* Exhibit D).

COUNT I
(DECLARATORY JUDGMENT - 28 U.S.C. §2201)
(PINK)

54. Since 2004, Intertex has marketed and sold various apparel bearing the term PINKISH.

55. Plaintiff's Complaint alleges that it owns the exclusive rights to marks that incorporate the term PINK, and that Defendants' PINKISH line of apparel infringes on those alleged rights.

56. Defendants deny that Plaintiff has any trademark or exclusive rights in the term PINK, or that its use of PINKISH infringes upon any such purported rights.

57. Therefore, an actual controversy has arisen between the parties.

58. Intertex requests a declaratory judgment that Plaintiff has no trademark or exclusive rights in the term PINK and that Defendants' use of PINKISH does not constitute infringement of any right of Victoria's Secret under the Lanham Act, or any other state or federal law.

COUNT II
(DECLARATORY JUDGMENT - 28 U.S.C. §2201)
(The Retriever Logos)

59. Intertex sells various clothing items in its PINKISH line bearing the Double Dachshunds Logo.

60. Victoria's Secret has filed a Complaint in this Court, alleging that it owns the exclusive rights to marks that incorporate the Retriever Logo and that Defendants' use of the Double Dachshunds Logo infringes on those alleged rights.

61. Defendants deny that Victoria's Secret has any trademark or exclusive rights in the Retriever Logo, or that Defendants use of the Double Dachshunds Logo infringes upon any purported rights.

62. Therefore, an actual controversy has arisen between the parties.

63. Intertex requests a declaratory judgment that Victoria's Secret has no trademark or exclusive rights in the Retriever Logo and that Defendants' use of the Double Dachshunds Logo does not constitute infringement of any right of Victoria's Secret under the Lanham Act, or other state or federal law.

COUNT III
(DECLARATORY JUDGMENT - 28 U.S.C. §2201)
(The Other Elements)

64. Since 2004, Intertex has marketed and sold various clothing products bearing images of the Other Elements.

65. Victoria's Secret Complaint alleges that it owns the exclusive rights marks that include a crown, crest, heart, and the letter "P," and that Defendants' Pinkish line of apparel infringes on those alleged rights.

66. Defendants deny that Plaintiff has any trademark or exclusive right in the aforementioned elements, or that the use of the Other Elements constitutes infringement or other violation of any right of Victoria's Secret.

67. Therefore, an actual controversy has arisen between the parties.

68. Intertex requests declaratory judgment that Victoria's Secret has no trademark or exclusive rights in the aforementioned elements, and that Defendants' use of the Other Elements does not constitute infringement of any right of Victoria's Secret under the Lanham Act, or other state or federal law.

WHEREFORE, Defendant and Counterclaim Plaintiff Intertex respectfully prays for this Court's order:

A) Declaring that Victoria's Secret does not own trademark or exclusive rights in the term PINK, Retriever logo, or design of a crest, crown, heart or the letter "P;" and that

B) The PINKISH line does not infringe any right Victoria's Secret may have under the Lanham Act, state unfair competition law, or other similar right;

C) For Intertex's attorneys' fees and costs incurred in this matter; and

D) For such other and further relief as this Court deems just and proper.

Dated: April 29, 2007
New York, NY

SONNENSCHN NATH & ROSENTHAL LLP

/s/ Martin P. Michael
Martin P. Michael (MM-6867)
David R. Baum (DB-5013)
Rebecca Hughes Parker (RP-6262)

1221 Avenue of the Americas
New York, New York 10020
Tel: (212) 768-6700
Fax: (212) 768-6800

EXHIBIT A (PART 1)

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Juniors' Yoga Top

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Graphic - Junior's Cap Sleeve Tee



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Juniors' Cap Sleeve Tee

Size ...

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Juniors' Cap Sleeve Tee

Size ...

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I Heart Pink - Pink Junior's Cap Sleeve Tee



Juniors' Cap Sleeve Tee

Size ...

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I Heart Pink - Soft Pink Ladies Zipper Hoodie



Ladies Zipper Hoodie

Size ...

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I Heart Pink - White Junior's Camisole



Junior's Camisole

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I Heart Pink - Yoga Top

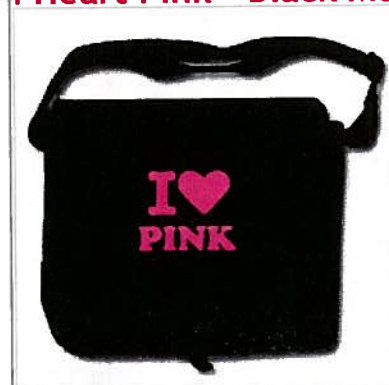


Juniors' Yoga Top

Size ...

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I Heart Pink - Black Messenger Bag

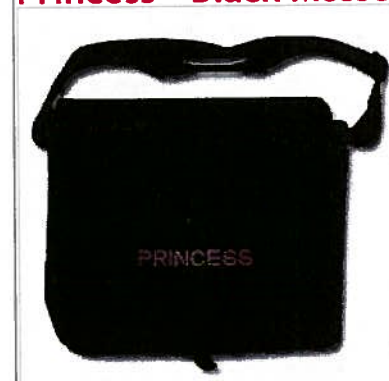


Messenger Bag

Size One size

Price \$ 27.99 Add to cart

Princess - Black Messenger Bag



Messenger Bag

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Princess - Rhinestones - Pink Junior's Cap Sleeve Tee



Juniors' Cap Sleeve Tee

Size ... 

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Crown Tank - White
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Tell someone you know about this product.

Reviews



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Languages



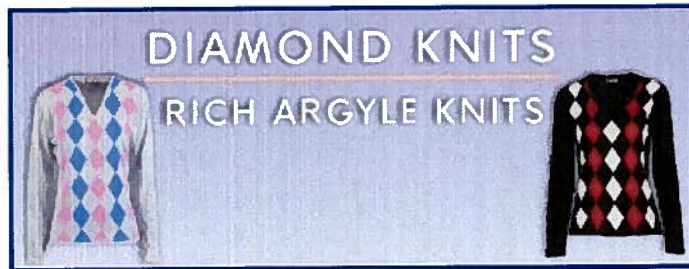
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Silk Nightgowns



Silk Jacquard Robe
By Dreamsacks
Soft Pink
Pink Price \$98.00

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Silk Nightgowns



Silk Cerise Robe
By Dreamsacks
Yellow / Candy Pink
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Silk Nightgown
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Silk Clothing



Silk Pajamas



Silk Pajamas
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Silk Pajamas



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I'm with Stupid

Virgin

Whose My Daddy



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Garage Punk Maternity T-shirts

Bowling Ball

Lucky Bastard

Punk Graffiti



MILF Maternity Yoga Pants

MILF



Little Pink Line Funny Maternity Shirts and Funny Maternity Clothes for Rocking Moms To Be

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The Velvet collection, designed by Jenny Graham and Toni Spencer, fuses quality with trend-setting basics to create soft and sensuous apparel that flatters the figure without sacrificing feminine fit and beauty. Sold from New York to Tokyo, Velvet's trend-setting basics are modern-day classics.

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Velvet Steffi Wrap
Sweater
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Velvet Kelisha Jersey Cami
Tunic in White
\$55.00



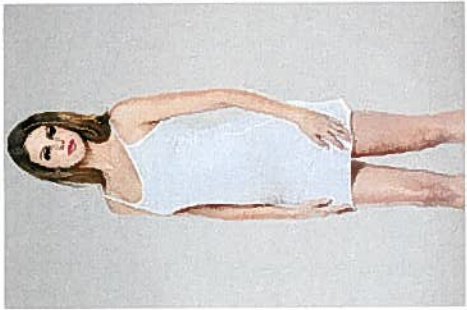
Velvet Kelisha Jersey Cami
Tunic in Black
\$55.00



Velvet Dawn Jersey Dress
\$114.00



Velvet Marci Dress
\$123.00



Velvet Elisha Jersey Tunic
in White
\$55.00



Velvet Elisha Jersey Tunic
in Black
\$55.00



Velvet Monett Crochet
Jersey Tunic
\$97.00



Velvet Cassy Gauz Dress
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The Pink Poodle Vintage Clothing & Accessories

Vintage Clothing & Accessories

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The Pink Poodle offers quality vintage clothing and accessories from the 1940s - 1980s for Women and Girls.



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About The Pink Poodle Vintage Clothing & Accessories

Our Service Pledge To You:

Proud member of The Vintage Fashion Guild. I pledge to properly describe every item, provide excellent customer service, ship promptly and ensure that all items arrive at your door safely. I respond to all orders within 24 hours. I have been selling on Ebay for several years. Please check out my 100% Positive Feedback Rating at Ebay. (pinkpoodlevintage).

About Us

I have always loved buying and wearing vintage clothing and have been doing so for the past 20 years. I strive to bring customers only the best in vintage clothing and accessories at great prices. All items are handpicked and inspected for any flaws and are guaranteed to be authentic. I have a very large inventory, so if there is something you may be looking for or just have a question about any item I'm offering, please do not hesitate to email or call me. I am happy to answer any and all questions.

Measurements

I take great care in inspecting and measuring all garments as accurately as possible. Garments are measured flat across the bust, waist and hips, then doubled for bust, waist and hips.

I advise measuring a similar garment of your own that fits you well and then measure it flat as stated above.

Sleeves are measured on the outside from the seam where they join the shoulder (or where shoulder would be if there is no seam) to the end of sleeve.

Length is taken from front top shoulder seam to the bottom hem. Pants/Skirts/Shorts - taken at waistline to bottom hem.

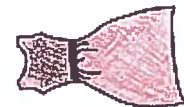
Inseam - Pants/Shorts - measured on the inside from crotch seam to hem.

Condition of Apparel:

Like New - Mint condition, garment is like when it was new.

Excellent - No signs of wear, no flaws.

Very Good - Well cared for item. Possible imperfections not noticeable to the naked eye for example: discolorations on linings, small snags, spots not



The Pink Dress

81 MAIN STREET
MADISON, NJ 07940
PHONE: 973-410-9595

A women's clothing and
accessory boutique where
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ABOUT US

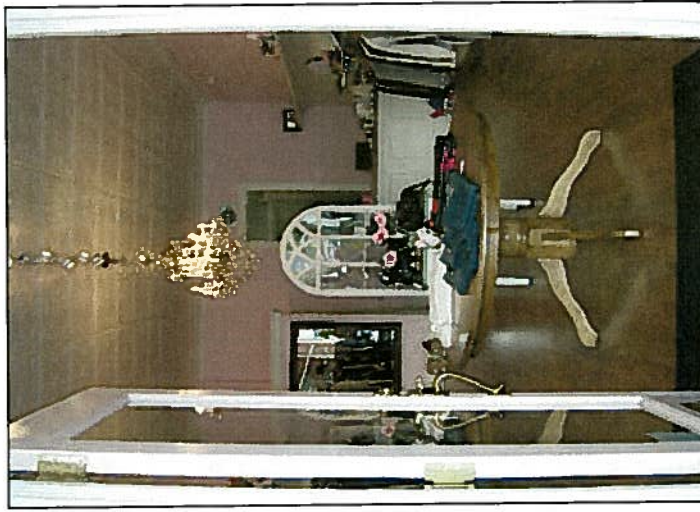
Welcome to the virtual home of The Pink Dress. The Pink Dress is an intimate, comfortable shop where you'll find everything you need for a special night out or just a little pick me up.

I opened The Pink Dress because I love fashion and people. I've been lucky enough to work in New York City for 12 years as a buyer and wanted to share everything I've learned with you. It's the place to come to feel pretty, be fashionable and have a bit of fun along the way.

Our style is hip but sophisticated -- that NY sensibility without the commute! I always wanted a place women could come, shop with their friends and have a good time. I want women to feel good about themselves and their bodies -- together I promise, we'll find just the right look for you.

We carry carefully selected pieces to help perfect your wardrobe. Everything from beautiful dresses to casual jeans (because a person can never have too many pairs of jeans!) I've thought of everything a woman could need, including the pretty little bra to wear under your new favorite blouse. I also wanted to help out a few local ladies who make handmade jewelry and belts, so I sell their beautiful items that can't be found anywhere else!

Why The Pink Dress? Because a dress is the quintessential piece of a woman's wardrobe and pink is my favorite color. It is happy, warm and inviting



just like my shop -- that really is pink! It has an open feeling with large front windows, wood floors and a big, sparkly crystal chandelier. So call a friend and stop by!

HOME

ABOUT

DESIGNERS

FASHION UPDATE

PRESS

CONTACT

The Pink Dress | 81 Main Street Madison, NJ 07940 | [unclear]

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EXHIBIT A (PART 2)

PINK
DRAGONFLY CLOTHING



about us: the story

The concept of Pink Dragonfly emerged during my own hospitalization for Anorexia Nervosa. While still in early recovery, I decided to combine my love of graphic design and fashion and start a clothing company that celebrates the courageous spirit of individuals in recovery from eating disorders and gives a voice to a very private and painful disorder; a voice that challenges the cultural ideal of beauty and promotes positive body image.

Pink Dragonfly is that voice.

*percent of sales supports eating disorder awareness and prevention

**Love
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Products 1 to 48 of 203

[Change Hoodie](#)



Women's Hooded Sweatshirt

\$ 39.00



[Change Black Track Jacket](#)



AA Track Jacket

\$ 38.90



[Change White Track Jacket](#)



AA Track Jacket

\$ 38.90



[Change Women's Black
Preformance Tee](#)

[Change Women's
Preformance Tee](#)

[Change Tote](#)



Women's Performance Tee

\$ 34.10

☐

Women's Performance Tee

\$ 34.00

☐

Natural Cotton Tote

\$ 34.90

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about us: the story

The concept of Pink Dragonfly emerged during my own hospitalization for Anorexia Nervosa. While still in early recovery, I decided to combine my love of graphic design and fashion and start a clothing company that celebrates the courageous spirit of individuals in recovery from eating disorders and gives a voice to a very private and painful disorder; a voice that challenges the cultural ideal of beauty and promotes positive body image.

Pink Dragonfly is that voice.

*percent of sales supports eating disorder awareness and prevention

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Your
Body**

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This shop is owned and managed by:

Erin Kroll

Pink Dragonfly Clothing Co.
459 Allen Ave
Unit 19
Portland, ME 04103
US

E-Mail: [erinkroll at yahoo.com](mailto:erinkroll@yahoo.com)

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Shirts

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Think Pink pink ribbon
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I'm Wearing Pink For My Mom
I'm Wearing Pink For My Mom



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Think Pink Ribbon
Think Pink Ribbon



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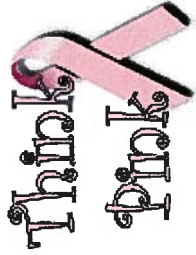
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Think Pink Ribbon Design (Dark)
Think Pink Ribbon Design (Dark)



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Think Pink
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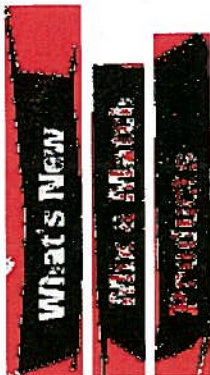
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Tunics

Vests

Hoodies

Coats & Jackets

• **Bottoms**

Pants

Skirts

Shorts

• **Dresses**

• **Denim**

• **Basics**

Basic Tops

Basic Bottoms

• **Shoes**

• **Accessories**

Jewelry

Hats



Summer is coming and bringing in a new wave of exciting new products. Lots of new camis, graphic tees and tanks, colorful skinny jeans, tunics, dresses, charmed necklaces, earrings, bangels and rhinestone trucker hats! We're sure you'll find some items you'll just fall in love with. <3

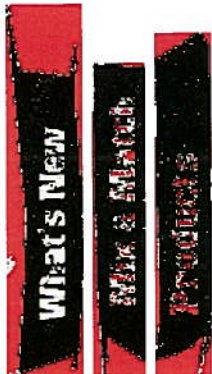


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- Tops
- Graphic tees & Tanks
- Sweaters & Knits
- Tunics
- Vests
- Hoodies
- Coats & Jackets

■ **Bottoms**

- Pants
- Skirts
- Shorts

■ **Dresses**

■ **Denim**

■ **Basics**

- Basic Tops
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■ **Shoes**

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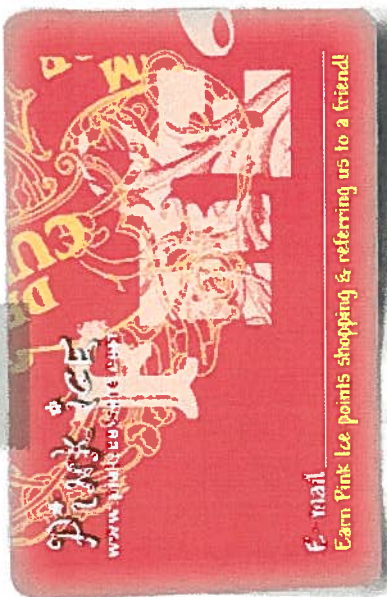
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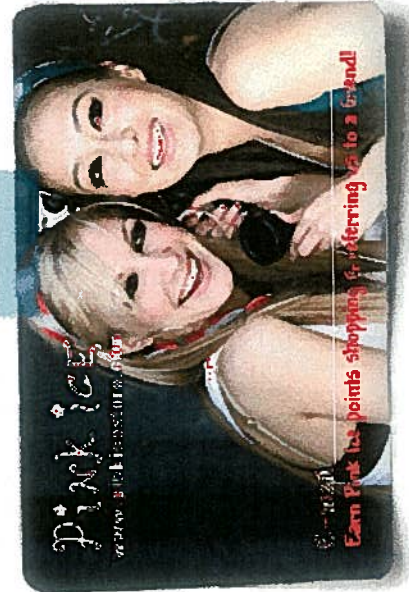
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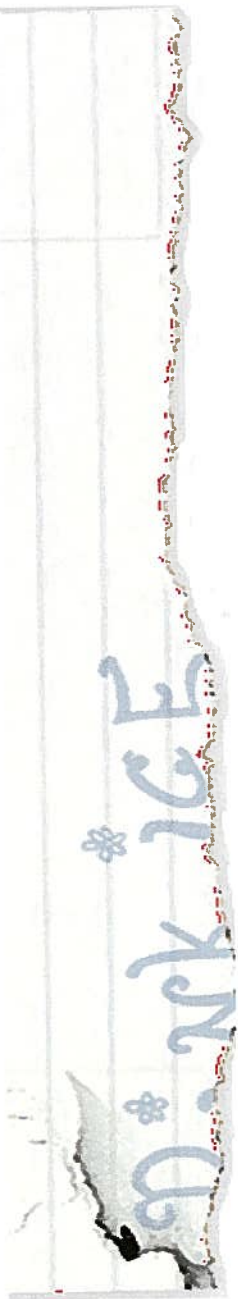
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Pink Concrete boutique offers edgy, feminine clothing

Renee Dillard

Issue date: 4/8/08 **Section:** [A & E](#)

Nothing can stand between determined shoppers and their destinations. So despite a sporadic snowfall on April 5, consumers still flocked to the grand opening of Anchorage's newest boutique - Pink Concrete.

The event offered first-time customers the chance to eat, drink and update their wardrobes, just in time for the warmer months. Attendees received 20 percent off their purchases and could enter a raffle for a chance to win a \$200 gift certificate.

And with every buyer that entered the store, owner Christina Diaz inched closer to making her longtime goal a success. Diaz, who also owns The Loft Hair Design in Anchorage, said she hopes opening her own boutique will prepare her to start her own clothing line in the future.

"I've been wanting to do this for a long time," Diaz said. "I am a shopping fanatic, so I thought, why not turn my hobby into a career?"

The boutique, located at the intersection of Lake Otis Parkway and Abbot Road, targets women ages 25 to 45, Diaz said. However, it carries clothes that both women and men of various ages can appreciate and enjoy, providing fun and funky articles of casual-wear that can be worn to a club, party or semiformal event. And the store offers something that many places in Anchorage don't - access to styles that reflect the latest trends made popular outside Alaska's borders.



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Credit:
Chris
Legge
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"I heard there are so many new things here," said 23-year-old Kimberley Arwine. "It's a lot of Lower 48 styles, so I really like it. Everything is very trendy."



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Chris
Legge
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On a practical note, the smart shopper might be surprised by some of the good buys that Pink Concrete offers. The boutique offers popular brands like Free People, Sweet Pea and It Jeans. Some jeans are available for as low as \$40. T-shirts are also reasonably priced at \$15, while long-sleeve shirts are available for \$20. Hats and other accessories also cost as low as \$30.

However, most of Pink Concrete's prices are not ideal for the bargain seeker. This store could potentially burn a significant hole in the everyday shopaholic's wallet.



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Most of the jeans cost between \$140 and \$200, while the shirts range in price, depending on the designer, from as low as \$40 to as high as \$100. Jackets, sweaters and other overgarments cost more than \$100, and the dresses range from about \$140 to \$170. Handbags are also available, varying in price from about \$30 to as much as \$100 or more a piece.

So why spend more money when other chic styles are available elsewhere for better prices? Diaz said it is all about what's on that designer tag.

"The brands I carry are in the middle price range because people have heard of them before," she said. "They are pricier because of their name."

But for shoppers who still find it difficult to agree with the hefty price tag, the helpful employees and hospitable atmosphere might make it worth spending the extra dollar. If that doesn't do it, consumers might also consider the notion that unlike with other popular stores, Pink Concrete's clothes and accessories are fundamentally one of a kind.

"If I saw 15, 20 people with the same item, I would lose the excitement of it," Diaz said. "When you find something unique, you feel special about it, and so you'll pay a little more for it."

And with clothes that go relatively unseen anywhere else, Pink Concrete lends itself to more than uniqueness. It offers its customers flexibility, speaking to the tastes of both conservative and off-the-wall shoppers. And some people, like 21-year-old Whitney Froehlich, play both roles.

"I love all the styles," Froehlich said. "This store just offers something different and new in Anchorage."

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A photograph of a light pink t-shirt laid flat on a tan cardboard surface. The t-shirt features a graphic design on the front. The word "Pinked!" is printed in a yellow, cursive-style font. To the right of the word is a red graphic element consisting of three stylized, overlapping heart shapes.

Pinked!

EXHIBIT B

EXHIBIT B**TRADEMARK CITATIONS**

The following marks are registered in class 25 (clothing) and/or class 35 (clothing sales):

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
1.	LEPINK, Registration No. 2,993,903	MASS CREATION, INC.	Class 25: clothing, namely, shirts, pants, jeans, dresses, skirts, blouses, jackets, sweaters, coats; footwear and headwear
2.	PINKEEZ, Registration No. 3,319,566	STEP STEP UP, INC.	Class 25: clothing, namely, belts, blouses, bottoms, sport coats, suit coats, top coats, overcoats, combinations, jackets, wind resistant jackets, jeans, jogging suits, jumpers, knee highs, knickers, miniskirts, pants, shirts, shorts, bermuda shorts, skirts, skorts, warm-up suits, sweaters, turtleneck sweaters, t-shirts; bathing suits, beachwear, body suits, boxer shorts, bras, briefs, camisoles, capes, cardigans, chaps, chemises, leather coats, coveralls, dresses, dungarees, gloves, gym suits, gym shorts, halter tops, hats, head bands, jerkins, jerseys, jumpsuits, leather jackets, leg warmers, leggings, mantillas, mantles, mufflers, overalls, pantsuits, pedal pushers, pullovers, quilted vests, rompers, shifts, knit shins, sweat shirts, sport shirts, polo shirts, shoes, short sets, sweat shorts, socks, vested suits, sweat suits, sweat pants, v-neck sweaters, tops, tank tops, tracksuits, vests
3.	PINKYWEAR, Registration No. 2,509,206	CALIFORNIA DREAM CO., INC.	Class 35: retail shops featuring casual, trendy clothing, shoes, undergarments and accessories for teenage girls ages 13-18,

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			namely blouses, jackets, t-shirts, dresses, miniskirts, sarongs, shorts, jeans, overalls, lingerie, hose, pajamas, platform shoes, canvas shoes, sandals, hand bags, costume jewelry, sunglasses, cowboy hats, beach hats, hair pins and scrunchies
4.	PINKY, Registration No. 1,475,976	HAMCO, INC.	Class 25: [babies' sleepwear and] babies' textile bibs
5.	PINK & PINK, Registration No. 2,573,971	TURBO CAT, INC.	Class 25: shoes and footwear
6.	PINKHOUSE, Registration No. 2,956,916	STRETCH-O-RAMA, INC.	Class 25: children's clothing, namely, pants, jackets, outercoats, shirts, skirts, dresses, suits, jeans, jumpers, overalls, jumpsuits, playsuits, shorts, shoes, boots and slippers and thermal underwear
7.	PINK CLUB, Registration No. 3,140,880	KIDD, PAMELA LINN, PAIGE	Class 25: clothing, namely, aprons, athletic shoes, athletic uniforms, baby footwear, ball gowns, bath slippers, bathing suits, bathrobes, bras, beach shoes, beachwear, belts, bermuda shorts, bib overalls, bicycle gloves, bikinis, blazers, blouses, boas, bonnets, booties, boots, bow ties, briefs, camp shirts, capes, cardigans, coats, cheerleader uniforms, dance outfits, denim jackets, dresses, dungarees, ear muffs, fleece pullovers, formal wear, namely, evening gowns, bridal gowns and tuxedos; foot wear, fur coats, fur jackets, fur skirts, fur vests, fur footwear, fur head wear, gloves, gowns, gym shorts, sun suits, halter tops, hat bands, hats, head bands,

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			<p>headwear, namely hats and caps; hoods, hosiery, infant wear, infant footwear, jackets, jeans, jerseys, jogging suits, leather coats, leather jackets, loungewear, mini skirts, mittens, moccasins, mock turtle-neck sweaters, turtle-neck sweaters, mufflers, neckties, neckwear, night gowns, night shirts, t-shirts, shoes, skirts, shirts, sweaters, panties, pajamas, pantsuits, pantyhose, parkas, polo shirts, ponchos, pullovers, rain boots, rain coats, trench coats, rain jackets, rain suits, rainwear, robes, shorts, scarves, shoes, skorts, slacks, sleepwear, slippers, slips, sneakers, socks, sport shirts, sports jackets, suits, sun visors, surf wear, swimming trunks, sweat pants, sweat shirts, sweat skirts, sweat shorts, sweat tops, sweaters, sweat socks, swim trunks, swimsuits, tank tops, teddies, tennis wear, thongs, ties, tights, tops, trousers, t-shirts, tuxedos, underclothes, undershirts, underwear, vests, work-out outfits, wraps, wrist bands</p> <p>Class 35: retail store services featuring jewelry and clothing</p>
8.	PINK MAGIC, Registration No. 1,475,112	S. & S. SOAP CO., INC.	Class 25: clothes, namely women's blouses
9.	PINK POODLE, Registration No. 3,005,746	KELLWOOD COMPANY	Class 25: women's apparel, namely, misses' pullovers, cardigans, tank tops, tee-shirts, sweaters, knit and woven tops, blouses

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
10.	PINK STUFF, Registration No. 3,092,253	A&E GROUP, INC.	Class 25: women's clothing, namely, scrub-like tops and pants for non-surgical purposes, t-shirts, jackets, bandanas, caps and socks
11.	PINK SANDS SWIM, Registration No. 3,165,529	ABOVE SEA LEVEL, INC.	Class 25: clothing, namely, swim wear, cover-ups, shorts, tops
12.	THE PINK PANTHER, Registration No. 1,122,758	METRO-GOLDWYN- MAYER STUDIOS INC.	Class 25: children's apparel- namely, sleepwear, t-shirts, tennis shorts, sweat bands, hats, scarves
13.	PINKYOTTO, Registration No. 3,394,120	PINKYOTTO INC	Class 35: retail clothing store services featuring private label clothing
14.	PINK ICE, Registration No. 2,927,698	CALIFORNIA DREAM CO., INC.	Class 35: retail shops featuring casual trendy clothing, shoes, undergarments and accessories for young ladies, namely blouses, jackets, t-shirts, dresses, miniskirts, sarongs, shorts, jeans, overalls, lingerie, hosiery, pajamas, shoes, hand bags, costume jewelry, sunglasses, hats, hair pins, and hair scrunches
15.	PINK FLOYD, Registration No. 3,247,700	PINK FLOYD (1987) LIMITED	Class 25: articles of outer clothing, namely, headbands, jackets, leather jackets, jerseys, jumpers, pajamas, pants, scarves, gloves, sweatshirts, sport shirts, shirts, t-shirts, trousers, wrist bands, hats, caps, and footwear
16.	PINK LABEL, Registration No. 2,075,776	OSCAR DE LA RENTA, LTD.	Class 25: women's wearing apparel, namely, knit and woven tops, shirts, blouses, slacks, skirts, coordinated and related outerwear, namely,

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			coats, jackets, and vests, sweaters, suits, evening dresses, dresses, blazers, bodysuits, belts, scarves, and lingerie
17.	PINK LADY, Registration Nos. 2,270,989; 2,269,463	BRANDT'S FRUIT TREES, INC.	Class 25: footwear, headwear and clothing, namely, athletic type t-shirts, sweatshirt, sweatpants, jogging suits, shorts, coats, jackets, wind resistant jackets, hats, caps, visors, underwear, socks, tank tops, sweat bands, golf shoes, wrist sweatbands, pants, belts, sweaters, shorts, and rain wear
18.	PINK LEMONADE, Registration No. 2,953,275	THREE RAMS INTERNATIONAL, LLC	Class 25: clothing, namely jackets, vests, sweaters, shirts, pants, shorts, swimwear, shoes and hats
19.	PINK LEOPARD, Registration No. 3,329,918	PINK LEOPARD, LLC	Class 25: clothing, namely, women's cargo pants, drawstring pants, capri pants, t-shirts, skirts, hooded sweatshirts, tops, dresses, shorts, ponchos, sweaters, sweatshirts, caps and visors; children's cargo pants, leggings, t-shirts, skirts, hooded sweatshirts, tops, dresses, shorts, ponchos, sweaters, sweatshirts, jackets, vests, caps, visors, trousers; and infants' overalls, t-shirts, shorts, pants, trousers, dresses, hooded sweatshirts, sweatshirts, sweaters, jackets, vests, caps and visors
20.	PINK LOTUS, Registration No. 3,048,243	CMK MANUFACTURING, LLC	Class 25: men's, women's and children's footwear, headwear, beachwear and sportswear, namely hats, headbands, shirts, blouses, pants, skirts, shorts,

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			shoes, sandals, bathing suits, sweat suits, sweatshirts and sweat pants
21.	PINK BUDDAH, Registration No. 2,911,581	CHEN, ESTHER	Class 25: clothing, namely, women's coats, jackets, blouses, sweaters, skirts, pants, vests, shorts, dresses, footwear, hosiery, swimsuits, underwear and lingerie
22.	PINK CAT, Registration No. 3,101,332	MYRDAHL, THOMAS	Class 25: clothing, namely t-shirts, underwear, socks, coats, sweaters, jackets, caps and hats
23.	PINK PETALS, Registration No. 3,054,313	DARGANI IMPEX INTERNATIONAL, INC.	Class 25: panties, brassieres, underwear, briefs, half-slips, full-slips, corsets, nightgowns, teddies, baby doll sleepwear, garter belts, pantyhose, socks, gloves, pajamas, sleepshirts, t-shirts, blouses
24.	PINK PINEAPPLE, Registration No. 3,105,863	HALL, STACKIE B. HALL, GREGORY B.	Class 25: clothing, namely, dresses, skirts, trousers, shorts, blouses, tops, t-shirts, jackets, coats, 2 piece sets comprised of sweaters, waistcoats, shoes, sweaters
25.	PINK PIRANHA, Registration No. 2,865,690	PINK AVENUE LIMITED	Class 25: clothing, footwear, headwear, namely, underwear, lingerie, corsets, nightwear namely nights shirts, night gowns, pajamas, negligees, baby-dolls, nighties; club wear, namely theatrical and stage costumes for dancing and performances in night clubs and live shows; fancy dresses; fantasy clothing, namely costumes for use in role-playing games; dressing gowns; swimwear, hosiery, stockings, tights, suspenders; clothing

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			accessories, namely gloves, scarves, bandanas, shawls, sarongs, veils, feather collars and cuffs for applying to clothing; and fantasy clothing accessories, namely gloves, scarves, bandanas, shawls, sarongs, veils, feather and fur boas, stoles, leg warmers, arm warmers, hoods, ear muffs, fur and feather collars and cuffs for applying to clothing, all for use in role-playing games
26.	PINK PONY, Registration Nos. 3,036,422; 3,245,586	PRL USA HOLDINGS, INC.	Class 25: wearing apparel, namely, sweaters and t-shirts (3,036,422) Class 25: wearing apparel, namely, jackets, sweatshirts, sweat pants, hats, scarves, jerseys, jeans, turtlenecks and bikinis (3,245,586)
27.	PINK CHROME, Registration No. 3,345,178	IMPERIAL, DOREEN A.	Class 25: clothing, namely, shirts, pants, shorts, skirts, jackets, sweaters, socks, neckwear, footwear, headwear
28.	PINKSPORT, Registration No. 2,728,088	PINKSPORT, INC.	Class 25: full line of sports and leisure apparel; namely bra tops, sweatshirts, shorts, pants, shirts, t-shirts, jerseys, tights, stretch pants, socks, gloves, jackets, swimwear, cover ups, tankinis, bikinis, sweaters, caps, hats, visors, pull-overs, warm-up suits, rain suits, ski suits, snowboard suits, headbands, sweat pants, skirts, dresses, vests, athletic uniforms, unitards, leotards, underwear, thermal underwear, infant wear, coveralls, breeches, fleece

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			jackets, and fleece vests
29.	PINK SNAPPER, Registration No. 2,771,687	PORTER, MELISSA A.	Class 25: clothing, namely, t-shirts, sweat-shirts, sweat-suits, jackets, pants, shirts, blouses, skirts, dresses, sweaters, overalls, lingerie, underwear, headwear and footwear
30.	PINK SODA, Registration No. 2,175,895	LACHARITE APPAREL (1989) INC.	Class 25: girl's clothing, namely dresses, skirts, pants, jeans, sweaters, blouses, suits, blazers, shorts, tee-shirts and jackets
31.	PINK SPIKE, Registration No. 2,917,392	DILLET, FRED	Class 25: women's clothing, namely t-shirts
32.	PINK STUDIO, Registration No. 2,901,740	U.S. AFINA, INC.	Class 25: footwear and clothing, namely, dresses, shirts, pants, and belts
33.	PINK COOKIE, Registration No. 2,967,112	PINK COOKIE DESIGN, LLC	Class 25: clothing namely socks and sleepwear; footwear namely slippers, sandals and flip flops
34.	PINK STUFF, Registration No. 3,331,180	A&E GROUP, INC.	Class 25: scarves; footwear
35.	PINK TACO, Registration No. 2,400,891	MORTON, PETER A.	Class 25: clothing, namely, t-shirts, sweatshirts, pants, socks, jackets, vests and hats
36.	PINK CURIONINE, Registration No. 3,314,849	DMBM LLC	Class 25: apparel, namely men's, women's and children's pants, jeans, slacks, shirts, shorts, jackets, coats, shirts, sweaters, blouses, tops and vests
37.	PINK VANILLA, Registration No. 2,838,279	ALLISON PLACE SHIRT CORP.	Class 25: clothing, namely dresses, pants, skirts, shorts, blouses, t-shirts, jackets, sweaters, pajamas, and overalls
38.	PINK VODOO,	GNADER, MONA	Class 25: clothing, namely t-

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
	Registration No. 3,340,431		shirts
39.	PINK ZEBRA, Registration No. 3,024,751	THE TJX COMPANIES, INC.	Class 25: children's clothing, namely, sweaters, dresses, tops, bottoms, jackets, coveralls and shoes
40.	PINK RIBBON CLASSICS, Registration No. 3,333,015	LEGENDS & HEROES, INC.	Class 25: clothing, namely, skirts, skorts, shirts, blouses, jackets, sweaters and belts
41.	PINK RIBBON COLLECTION, Registration Nos. 2,633,571; 2,680,959	LEGENDS & HEROES, INC.	Class 25: clothing and accessories, namely t-shirts, sweatshirts, jackets, jerseys, shirts, boxer shorts, ties, hats, caps and shoes (2,633,571) Class 25: clothing and accessories, namely t-shirts, sweatshirts, jackets, jerseys, shirts, hats, caps and shoes (2,680,959)
42.	PINK RIBBON SPA, Registration No. 3,196,101	LEGENDS & HEROES, INC.	Class 25: clothing, namely, sleepwear and robes; clothing for use in the practice of yoga, namely, jackets, tunics, shirts, sweatshirts, tee shirts, pants and sweatpants
43.	PINK & BLUE, Registration No. 1,850,748	CABALLERO, CLEMENTE	Class 25: clothing; namely, cloth baby bibs, children's pants, shirts, baby layettes, girls dresses and maternity clothing; namely, blouses, bras, dresses, pants, shorts, stockings, t-shirts and underwear
44.	PINK IN COLOR-MAGIC IN WEAR, Registration No. 1,478,801	S. & S. SOAP CO., INC.	Class 25: clothes, namely women's blouses
45.	PINK FLOYD, Registration No. 2,194,702	PINK FLOYD (1987) LIMITED	Class 25: articles of outer clothing, namely, [headbands, jackets, leather jackets, jerseys,

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			jumpers, pajamas, pants, scarves, gloves, sweatshirts, sports shirts, shirts,] t-shirts [, trousers, wrist bands, hats, caps and footwear]
46.	PINK THOMAS PINK JERMYN STREET LONDON, Registration No. 3,199,280	THOMAS PINK LIMITED	Class 25: articles of clothing, namely, shirts, blouses, pants and skirts and dresses; underwear, namely, boxer shorts and underpants; neck ties, bow ties, cravats, scarves Class 35: on-line retail and retail store services, mail order catalog services, all featuring clothing, cosmetics, jewelry, goods made of leather and imitations of leather, and watches
47.	THE PINK ROOM, Registration No. 3,058,729	YOOX. CO.	Class 25: clothing, namely, shirts, pants, skirts, jackets, suits, dresses, shorts, underwear, hats, and shoes
48.	THE PINK TUNA, Registration No. 3,372,310	THE PINK TUNA, INC.	Class 25: men's women's and children's clothing, namely, aprons, bathing suits, bathing trunks, beach and bathing coverups, beachwear, belts, bikinis, blazers, blouses, bodysuits, boxer shorts, bra tops, briefs, underwear, cloth bibs, coats, jackets, collared shirts, crop tops, dresses, gloves, hooded sweatshirts, infant and toddler one piece clothing, jeans, jogging suits, jumpsuits, knit shirts, nightgowns, nightshirts, pajamas, pants, play suits, polo shirts, ponchos, raincoats, scarves, shirts, shorts, skirts, slacks, sleepwear, suits,

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			sweatpants, sweatshirts, sweatbands, sweatshorts, swimwear, tank tops, ties, t-shirts, water shorts, wetsuits, wristbands, headgear, namely, bandanas, baseball hats, beanies, caps, hats, headbands, knit hats, sun visors, footwear, namely, boots, sandals, shoes, slippers, rubber shoes, deckshoes, athletic shoes
49.	PINK COWBOYS, Registration No. 2,826,210	BOO BEAR, L.L.C.	Class 35: retail services, namely children's clothing stores
50.	PINK GORILLAS, Registration No. 3,112,782	PINK GORILLAS, LLC	Class 35: on-line retail store services featuring clothing and accessories for babies and children
51.	PINK SLIP, Registration No. 2,402,575	CONSTELLATION INC.	Class 35: retail clothing store services featuring intimate apparel and lingerie
52.	PINK TANGERINE, Registration No. 3,337,919	PINK TANGERINE LLC	Class 35: retail store services featuring consumer good of others, namely, outerwear for infants, children, young adults, and women
53.	PINK WASABI, Registration Nos. 3,041,137; 3,041,141	CALLA DESIGNS, INC.	Class 35: retail clothing stores
54.	PINK'S PAGE, Registration No. 3,318,912	LEFTY PAW PRINT, LLC	Class 35: on-line ordering services and on-line retail store services featuring recorded musical products, jewelry and accessories therefor, clothing, posters, calendars, stickers, tour books and concert programs; retailing services via computer featuring recorded musical products, jewelry and accessories therefor, clothing,

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			posters, calendars, stickers, tour books and concert programs
55.	PINKITTY ELITE BOUTIQUE, Registration No. 3,359,637	TAMARA FLETCHER	Class 35: on-line retail store services featuring clothing; retail apparel stores; retail clothing boutiques; retail clothing stores; retail clothing stores; temporary retail stores set up on-site at schools to provide shopping facilities for students
56.	THE PINK PELICAN, Registration No. 2,851,941	ROYAL INNOVATIONS, INC.	Class 35: retail store services in the field of clothing for men, women and children, gifts and home furnishings
57.	THE PINK BANANA BOUTIQUE, Registration No. 3,059,903	FITZGERALD, PAMELA	Class 35: online retail services and retail store services in the field of adult erotic items namely, clothing, marital aids, toys, oils, novelties, magazines, books, games and gifts
58.	PINK & BLUE, Registration No. 3,113,709	CABALLERO, CLEMENTE	Class 35: retail store services in the field of furniture, toys, shoes, clothing and accessories such as pacifiers, teethingers, rattles, and training cups all for use for infants to toddlers
59.	PINKGRAY, Registration No. 3,163,835	PINKGRAY LLC	Class 35: online wholesale and retail ordering and store services featuring general merchandise, including clothing apparel
60.	PINKCADDI, Registration Nos. 3,203,729; 3,203,750	LE, CATHY	Class 25: dresses; golf shirts; hats; knit shirts; pants; polo shirts; shirts; skirts
61.	PINK BENCH, Registration No. 3,394,670	WRIGHT, ADRIENNE	Class 25: headbands

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
62.	PINK LADIES, Registration No. 3,408, 896	PARAMOUNT PICTURES CORPORATION	Class 25: halloween costumes
63.	PINK APPLE, Registration No. 3,322,147	PINKAPPLE, INC.	Class 25: blouses, pants, skirts and dresses
64.	PINK SUGAR, Registration No. 2,996,593	PINK SUGAR, LLC	Class 25: shirts, blouses, t- shirts, sweaters, cardigans, tops, coats, jackets, dresses, skirts, pants, shorts, sweat shirts, sweat pants
65.	PINK BUBBLE DREAMS, Registration No. 3,297,052	PINK BUBBLE DREAMS, LLC	Class 25: short-sleeved or long- sleeved t-shirts
66.	PINK GINGER CALIFORNIA, Registration No. 3,380,927	PLUM PUDDING, LTD	Class 25: dresses, skirts, blouses, tops, pants, and sweaters
67.	PINK THOMAS PINK SHIRTMAKER, Registration No. 1,525,808	THOMAS PINK LIMITED	Class 25: shirts for gentlemen and ladies, ties, boxer shorts, socks
68.	THE PINK ALIEN, Registration No. 3,095,557	BARONET, KATHERINE	Class 25: ladies' and children's lingerie
69.	PINKY & DIANNE, Registration No. 1,400,461	YELLOW RIVER INC.	Class 25: women's and men's sportswear, namely, pants, shirts, blouses, sweaters, dresses, culottes, skirts, coats, capas, blazers, vests, rainwear, pants and tops, and suits
70.	PINKY & ME , Registration No. 2,564,141	GROUP USA	Class 25: women's clothing, namely skirts, blouses, dresses, sweaters, suits, raincoats, coats, camisoles, slips, shoes, and skirts and pants in coordinated sets with jackets, and clothing accessories, namely scarves, gloves and hats
71.	PINKY & ROSY,	PHILHOBAR DESIGN	Class 25: ladies' and girls' clothing; namely t-shirts, polo

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
	Registration No. 3,294,874	CANADA LTD.	shirts, sweaters, shirts, blouses, pants, overalls, shorts, skirts, coats, jackets, vests, turtlenecks; active wear, namely, shorts, sweatpants, sweat shirts, undergarments, sleepwear, robes
72.	PINKY GIRLS, Registration No. 2,607,964	SENEI INTERNATIONAL CO., LTD.	Class 25: adults' clothing, namely, dresses, skirts, shorts, pants, tops, jackets, t-shirts, sweatshirts, hats and footwear
73.	PINKIE'S PLACE, Registration No. 2,958,524	MERVYN'S BRANDS, LLC	Class 25: clothing, namely, shirts, pants, shorts, dresses, jackets, sleepwear, robes and underwear
74.	ARMY PINK, Registration Nos. 2,873,854; 3,163,790	BEMENT, ROBIN M.	Class 25: clothing, namely dresses, jackets, pants, and tops (2,873,854) Class 25: clothing, namely dresses, jackets, pants, shirts and tops (3,163,790)
75.	BONNIE PINK, Registration No. 2,467,007	TAISUKE CO., LTD	Class 25: clothing, namely, anoraks, parkas, aprons, bandannas, caps, hats, head bands, head wear, jackets, jeans, mufflers, overalls, pajamas, pants, sandals, shifts, shirts, golf shirts, knit shirts, night shirts, polo shirts, sport shirts, sweat shirts, sweat pants, undershirts, shoes, socks, sweaters, t-shirts, tank tops and vests
76.	CLASSIC PINK, Registration No. 3,383,451	EXCELHIGH, INC.	Class 25: clothing, namely, shirts, pants, shorts, jackets, sweaters, dresses, blouses and skirts
77.	GOT PINK?, Registration	LITTLE PINK BOOK	Class 25: clothing, headwear, and footwear for men, women

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
	No. 3,190,024	LLC	and children, namely, belts, jackets, coats, tops, vests, blouses, jerseys, bottoms, shorts, pants, trousers, boxer shorts, loungewear, socks, sweaters, sweat shirts, sweat pants, aprons, t-shirts, hats, caps, sun visors, and slippers
78.	HOT PINK, Registration No. 2,667,353	LUCKY BRAND DUNGAREES, INC.	Class 25: clothing, namely, shirts, blouses, t-shirts, tank tops, tops, vests, sweaters, dresses, skirts, overalls, pants, jeans, shorts, bottoms, sweatshirts, sweat pants, sweat suits, sleepwear, bodysuits, and swimwear
79.	JUST PINK, Registration No. 2,440,538	ROBERTS, KIMBERLY ANN	Class 25: women's and children's clothing, footwear and headwear, namely, dresses, jumpers, sweatshirts, pajamas, robes, swimsuit cover-ups, tights, headbands, house slippers, gloves, hair ties, skirts, vest, blouses, shirts, t-shirts, sweaters, pants, shorts, coats, jackets, raincoats, ponchos, parkas, capes, blazers, v-shirts, swimsuits, swimwear, knit tops, tunics, leggings, overalls, jumpsuits, bodysuits, catsuits, rompers, sweatsuits, leotards, crop tops, sleepwear, undershorts, lingerie, hats, hosiery, socks, belts, suspenders, boots, scarves, shoes, slippers, and sandals
80.	POP & PINK, Registration No. 3,268,479	ULTRA ULUSLARARASI TICARET VE TEKSTIL SANAYI ANONIM SIRKETI	Class 25: clothing, namely, loungewear, lingerie, coats, jackets, pants, suits, shirts, blouses, bathing suits, shorts, ties, sweaters, costumes, dresses, skirts, socks, scarves,

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			gloves; footwear; underwear; headgear, namely, caps, hats, bandanas, berets, bonnets Class 35: bringing together, for the benefit of others, of a variety of goods, namely clothing, excluding the transport thereof, enabling customers to conveniently view and purchase those goods via a global network
81.	THOMAS PINK, Registration No. 2,429,601	THOMAS PINK LIMITED	Class 25: men's and women's clothing, namely shirts; polo shirts; ties; bow ties; boxer shorts; socks; silk pocket squares; cravats; collars for shirts; expanding armbands for holding sleeves; scarves and knitwear, namely, sweaters and vests Class 35: retail store services in the field of men's and women's clothing and accessories
82.	TICKLED PINK, Registration No. 3,056,403	FU DA INTERNATIONAL, LTD.	Class 25: women's, men's and children's clothing, sportswear, outerwear, and activewear, namely, suits, jackets, coats, jogging suits, dresses, sweaters, shirts, blouses, ties, skirts, shorts, pants, tops and bottoms
83.	ULTRA PINK, Registration No. 2,038,575	PULSE CREATIONS, INC.	Class 25: clothing, namely, jackets, coats, blouses, skirts, pants, shorts, t-shirts, sweatshirts, and sweaters
84.	WEAR IT PINK, Registration Nos. 3,290,283; 3,195,682	BREAST CANCER CAMPAIGN	Class 25: clothing, namely men's and women's shirts, polo shirts, knit tops, vests, blouses, t-shirts, tennis and golf dresses, sweaters, shorts, namely,

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
			walking shorts, bathing suits, beach and swimming cover-ups, pants, ponchos, tank tops, warm-up suits namely, jogging suits and sweat suits; jeans, suits, blazers, dinner jacket and formal wear namely tuxedos, gowns and evening dresses, rainwear and raincoats, outerwear, namely coats, jackets and underwear; footwear; headgear; namely hats, caps, scarves and headdresses
85.	PORCHES IN PINK FOR BREAST CANCER RESEARCH, Registration No. 3,280,127	NATIONAL BREAST CANCER FOUNDATION	Class 25: clothing, namely, beachwear, dresses, skirts, nightwear, pants, polo shirts, pullovers, shirts, shorts, singlets, sleepwear and t-shirts; footwear; headgear, namely, bandanas, caps, beanies, hats, head scarves and head sweat bands
86.	RICH PINK GIRL, Registration No. 3,337,027	ADG, LLC	Class 25: women's clothing, namely, dresses, shirts, pants, jeans, jackets, coats, vests, sweaters, knit tops, skirts, blouses, socks, stockings, t-shirts, sweatshirts and lingerie
87.	COUNTRY GOES PINK, Registration No. 3,326,710	ZABORSKI, MARCEY	Class 25: clothing, namely, t-shirts
88.	PRETTY IN PINK, Registration No. 3,336,182	CHICAGO TEXTILE & APPAREL DESIGN, LTD.	Class 25: clothing for girls in infant to children's sizes, namely, dresses, bloomers, blouses, longalls, pants, hats, and headbands
89.	DREAM IN PINK, Registration No. 2,516,946	5 SENSES LLC	Class 25: women's mens and childrens apparel; namely jackets, jeans, shirts, pants, blouses, skirts and slacks

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
90.	GRAFFIT PINK, Registration No. 3,355,571	GRAFFITI PINK, INC.	Class 35: on-line retail store services featuring lingerie, jewelry, bath and body care products, apparel and women's accessories
91.	SPOILED PINK, Registration No. 3,151,389	PITTI BIMBI, INC.	Class 35: retail store services featuring children's clothing and clothing and fashion accessories
92.	PURPLE AND PINK, Registration No. 3,015,568	MARCIANO, CHARLY	Class 25: clothing, namely petticoats, sports jackets, vests, jackets, coats, raincoats, overcoats, anoraks, waist coats, capes, cloak, pullovers, cardigans, jersey, jerkins, jumpers, track suits, pants, trousers, slacks, leggings, sweaters, sweatshirts, sweat pants, blouses, bodysuits, dresses, skirts, t-shirts, tank tops, shorts, jeans, bermudas, suits, socks, stoles, scarves, ties, gloves, belts, underwear, corsets and bathing suits, hats, caps, cap peaks, shoes, boots, sandals
93.	SHADES OF PINK, Registration No. 3,340,618	EXCELHIGH, INC.	Class 25: clothing, namely, shirts, pants, shorts, jackets, sweaters, dresses, blouses and skirts
94.	SASSY PINK PEPPERS WWW.SASSYPINKPEPPERS.COM LAUGH.DANCE.MOVE ON., Registration No. 3,191,008	MATHEIS, TERRI	Class 35: on-line retail store services featuring clothing and jewelry; association services, namely, promoting the interests of divorced women
95.	2PINK, Registration No. 3,041,199	ET-A-KIT, LLC	Class 25: t-shirts, tops, sweaters, jeans, pants
96.	THINK PINK, Registration	G.B. INTERNATIONAL	Class 25: trousers, jackets, pullovers, jerseys, foulards,

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
	No. 1,615,483, 1,266,927	S.P.A.	socks, overalls, boots and shoes
97.	FAT PINKY JOE'S, Registration No. 3,204,709	SUMMERALL, VICTOR L.	Class 25: clothing articles, namely, shirts, sandals and sun visors
98.	NOVEAU PINK, Registration No. 3,260,283	AMITEJ INC.	Class 25: womens and children clothing namely dresses, pants, tops, 2 piece sets comprised of tops and bottoms, blouses, jackets, loungewear and eveningwear namely dresses, coats, skirts and tops
99.	U.S. PINK, Registration No. 3,410,851	O'GENIC GROUP USA INC.	Class 25: belts
100.	GIRLS BEHAVING PINKLY, Registration No. 2,951,720	NIHC, INC.	Class 35: retail store services featuring clothing, belts, hats, gloves, footwear, hosiery, jewelry, handbags, small leather goods, cosmetics and sunglasses; and promoting the sale of clothing, belts, hats, gloves, footwear, hosiery, jewelry, handbags, small leather goods and sunglasses through special sales events
101.	PINKO, Registration No. 2,199,721	CRIS CONF S.P.A.	Class 25: pullovers; gloves; cardigans; jerseys; neckwear; sweaters; trousers; pants; skirts; jackets; shirts; vests; jumpers; track suits; blouses; blousons; jeans; sweat pants; gym suits; knickers; shorts; t-shirts; sweat- shirts; suits and dresses; overcoats, coats, anoraks; raincoats; belts; suspenders; underwear; beachwear; footwear; headwear
102.	PINKO SUNDAY MORNING, Registration	CRIS CONF S.P.A.	Class 25: anoraks; beachwear; belts; blazers; blouses; blousons; cardigans; chemises;

	MARK AND REGISTRATION NO.	CURRENT OWNER	GOODS
	No. 2,996,395		vests; coats; overcoats; raincoats; dresses; gloves; gowns; gym suits; hosiery; jackets; jerseys; jumpers; knickers; neckwear; pants; pansuits; parkas; pullovers; rainwear; robes; scarves; shirts; shorts; skirts; sleepwear; socks; stockings; suits; suspenders; sweat pants; sweat shirts; sweat suits; sweaters; t-shirts; tailleurs; tops; being clothing; tracksuits; trousers; jeans; underclothes; underwear; head wear; footwear; shoes

EXHIBIT C





Store - Ladies

Store
Spring Essentials
BD Top Sellers
Web Specials
BD Gear
Sale
Mens
Ladies
 Tees & Shirts
 Sweatshirts & Sweaters
 Bottoms
 Hats
 Outerwear
 View All Items
Kids
Infant/Toddler
Dog
Housewares
Totes
Footwear
Accessories
Gift Cards
Gourmet Products
Gourmet Ingredients
Size Charts
Color Chart
General Store History
Locations
Store
Gourmet Ingredients



Adult High Seas
Reflective
Raincoat
\$49.00



Size Charts
Color Chart
General Store History
Locations
Return to BD Store

Gift Cards Catalog Guestbook Web Cam Returns Press Jobs Privacy Policy



*Sure, you'd like to think she loves you more than the dog...
Cover your bases... **DOGS CAN'T BUY GIFTS!**
10% Off Mother's Day SALE*

MOTHER'S DAY - MAY 11th. ORDER PERSONALIZED ITEMS BY MAY 5th.

Click Here to Share Your Story and Earn Coupons!



[larger image](#)

Dachschau Polo Shirt - Ladies stretch polo

~~\$29.99~~

Sale: \$26.99

Save: 10% off

We've taken the classic sport shirt and given a truly modern feel. Fitted, with a great shape-retaining stretch fabric. Crisp flat knit collar and cuffs add to the modern styling. Designed to be work tucked or untucked. This shirt is a hip, tight fitting style. Please note the [sizing chart](#) if you're unsure. C or D cups should order a large or better.

[Click to View Colors & Item](#)

Please Choose:

Breed Logo

---CONFIRM BREED LOGO VERSION---

Item Color

Size

Small

Quantity to Add:

Proceed To Cart



For example, Dog's Name (stitched under logo)

Optional Personalization

(+\$4.50)

We'll do our best to match your dog's coloring!

Dog Color/Description:

Click this icon to save and share a bookmark to this item on your social page of choice:



Customers who bought this product also purchased...



Dachschau Tote Bag



Online Payments

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Welcome to the company that prints everything. We screenprint, offset print, engrave, vinyl cut and dome. Call us for domed decals, case labels, t-shirts, beverage

White Dog Press

A Bismark Company



west highland terrier merchandise, westie merchandise, white dog merchandise, west highland terrier, westie, white dog, west highla

Home

Why White Dog?

On-Line Catalog

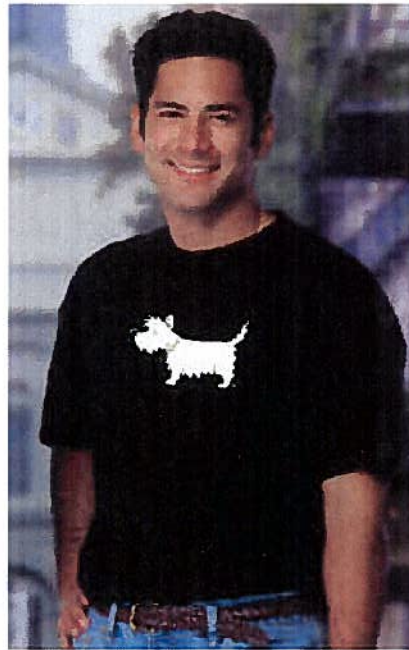
White Dog Stuff

About the Dog

Questions

Search

Contact Us



501
the classic tee

Our classic black 100% cotton tee shirt with the **White Dog** logo on front & "White Dog USA" on back.

Specify size - Adult S, M, L, XL, XXL, XXXL

\$9.95

[click here to order](#)

Buy with confidence and security on our secure server.



502
the trendy tee

Our 100% cotton tee shirt in assorted colors with the **White Dog** logo on front & "White Dog USA" on back.

Specify size - Adult S, M, L, XL, XXL

Specify color - denim blue, athletic heather, azure blue, coral reef pink, navy,
New!!!: chestnut brown, pine green, and iris (shown)

\$11.95

[click here to order](#)

Buy with confidence and security on our secure server.





506
the mock turtle

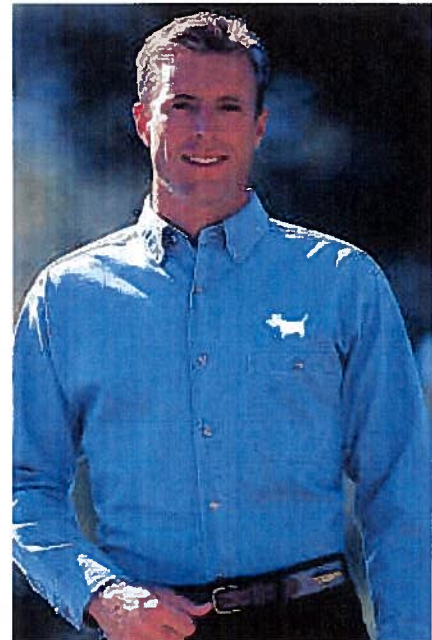
Our classic black 100% cotton super heavyweight jersey knit mock turtleneck shirt. Cozy and classic, with the **White Dog** logo on front & "White Dog USA" on back.

Specify size - Adult M, L, XL, XXL

\$14.95

[click here to order](#)

Buy with confidence and security on our secure server.



507
the denim shirt

Our 100% cotton shirt is perfect fit for any wardrobe. Embroidered over the pocket with the **White Dog** logo.

Specify size - Adult M, L, XL, XXL, XXXL

\$28.95

[click here to order](#)

Buy with confidence and security on our secure server.

516
the full zip fleece

Our polyester fleece full zip jacket will keep you cozy and warm. Heavy duty nylon zipper, elastic cuffs & waistband. Two side pockets. Embroidered with the **White Dog** logo on the left chest.

Specify size - Adult M, L, XL, XXL
*XXXL (*black or navy only)

Specify color: **black, navy, or gray**

\$54.95

[click here to order](#)

Buy with confidence and security on our secure server.

516
full zip

517
quarter zip



504
the classic cap

Low profile, with the **White Dog** logo embroidered on front, "white dog" & paw print on back.

One adjustable size fits all.

\$14.95

[click here to order](#)

Buy with confidence and security on our secure server.



508
the two-tone cap

Low profile, with the **White Dog** logo embroidered on front, "white dog" & paw print on back.

One adjustable size fits all.

Specify color:

black / khaki brim

dark denim / black suede brim

lt blue denim / tan suede brim

\$15.95

[click here to order](#)

Buy with confidence and security on our secure server.



510
the blanket

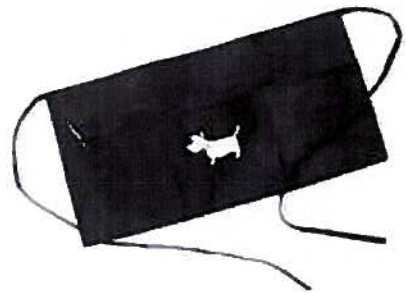
Snuggle up with your Westie under our fleece stadium blanket. Convenient carry strap. Embroidered with the **White Dog** logo and web address.

Specify color: **black, navy or gray**

\$24.95

[click here to order](#)

Buy with confidence and security on our secure server.



518
the waist apron

Perfect for treats for training or combs for grooming! Black waist apron with the **White Dog** logo screenprinted in white and gold on the front.

\$11.95

[click here to order](#)

Buy with confidence and security on our secure server.



514
the finger puppy

Slip this little finger puppet on and you're a child again! Hand-crafted in New England exclusively for White Dog! The photos just don't show how cute he really is. Like the **White Dog** logo, this puppet captures the Westie spirit. It's also a perfect off-white color for those days when you have a not-so-



515
the pin

You may already wear your love for your Westie on your sleeve - now you can wear it on your lapel! **White Dog logo on a** 9/16" x 1-3/16" oval lapel pin. Genuine cloisonne & brass with military clutch as shown.

\$14.95

[click here to order](#)

Buy with confidence and security on our secure server.

white dog!
****CAUTION**** It's tiny so it's a choking
hazard for small children.

\$9.95

[click here to order](#)
Buy with confidence and security on our
secure server.

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Production times range from 2 to 30 working days, but average around 15 working days.
Call for estimated production time. Prices do not include shipping or applicable sales tax.
Prices and specifications are subject to change without notice.

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Color: **Ash Grey**



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I Love My Bichon Frise Hooded Sweatshirt

From [Good Dog Gifts](#)

Product Details

Fit: [Standard](#)



Not too tight, not
too loose.

Fabric Thickness:



Stay warm with our Hanes Ultimate Cotton Pullover Hood. Constructed with a heavyweight 90/10 cotton/polyester blend. Thick (but not bulky), comfortable, durable and guaranteed.

- 10.1 oz. patented PrintPro® fabric in a 90/10 cotton/polyester blend
- Standard fit
- Spandex trim in cuffs and waistband

\$27.99

Size: [Size Chart](#)

Small

Color:

Ash Grey

Qty:

1

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AVAILABILITY: In Stock.
Product Number: 1784659

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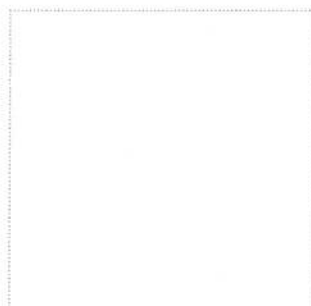
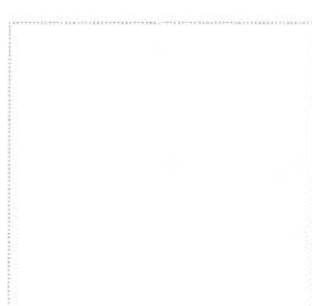
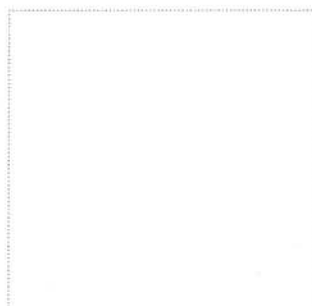
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Periwinkle

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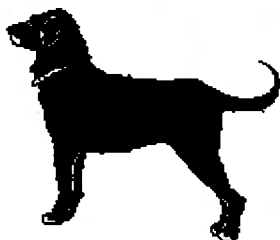
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Goods and Services	IC 025. US 039. G & S: CLOTHING, NAMELY, HATS, T-SHIRTS, SWEATSHIRTS AND SHORTS. FIRST USE: 19780515. FIRST USE IN COMMERCE: 19780515
Mark Drawing Code	(2) DESIGN ONLY
Design Search Code	03.01.08 - Dogs; Puppies
Serial Number	73828024
Filing Date	September 27, 1989
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	August 7, 1990
Registration Number	1620023
Registration Date	October 30, 1990
Owner	(REGISTRANT) BLACK DOG TAVERN COMPANY, INC., THE CORPORATION MASSACHUSETTS BEACH STREET EXTENSION VINEYARD HAVEN MASSACHUSETTS 02568
Assignment Recorded	ASSIGNMENT RECORDED
Prior Registrations	1561546
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20010529.
Renewal	1ST RENEWAL 20010529

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Goods and Services	IC 025. US 022 039. G & S: Clothing and clothing accessories, namely, shirts, pants, sweaters, skirts, dresses, coats, suits, neckties, swimwear, underwear, lingerie, hosiery, pajamas; footwear. FIRST USE: 20000000. FIRST USE IN COMMERCE: 20000000
Mark Drawing Code	(2) DESIGN ONLY
Design Search Code	03.01.07 - Dogs displayed in silhouettes or as shadows 03.01.17 - Cats, dogs, wolves, foxes, or bears with forepaws resting on a shield, crest or other object 03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers
Serial Number	78418542
Filing Date	May 13, 2004
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	March 1, 2005
Registration Number	3066756
Registration Date	March 7, 2006
Owner	(REGISTRANT) L.C. Licensing, Inc. CORPORATION DELAWARE 1441 Broadway New York NEW YORK 10018

(LAST LISTED OWNER) **JUICY COUTURE, INC.** CORPORATION CALIFORNIA 12720
WENTWORTH STREET PACOIMA CALIFORNIA 91331

Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record William J. Spatz, Esq.
Description of Mark The mark consists of the image of a dog.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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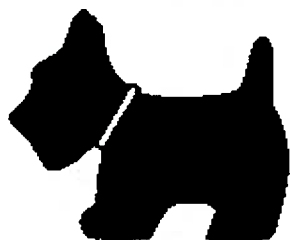
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Goods and Services

IC 003. US 001 004 006 050 051 052. G & S: [cosmetics, namely perfumes, toilet water, essential oils for personal use, make-up products, namely make-up foundation, facial powder, make-up remover, eye-liner, eyebrow pencil, eye shadow, lipstick, mascara, blush; body soap, face soap, toilet soap, bath soap, hair lotions and dentrifice]

IC 014. US 002 027 028 050. G & S: [precious metals and their alloys sold in bulk], jewelry[, precious gemstones,] horological and chronometric instruments, namely watches [and clocks]

IC 018. US 001 002 003 022 041. G & S: [leather and imitations of leather sold in bulk, animal skins and hides, trunks and] bags for travelling, umbrellas, [parasols and walking sticks; whips, harnesses, saddlery], tote bags, wallets, pocketbooks and purses

IC 025. US 022 039. G & S: women's clothing, namely [dresses, skirts, blouses,] sweaters[, undergarments], scarves, headwear [and footwear]

Mark Drawing Code

(2) DESIGN ONLY

Design Search Code

03.01.08 - Dogs; Puppies
03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers

Serial Number

74488053

Filing Date

February 8, 1994

Current Filing Basis

44E

Original Filing Basis

44D

Published for Opposition

June 20, 1995

Registration

Number 1917526
Registration Date September 12, 1995
Owner (REGISTRANT) Agatha Diffusion LTD LIAB CO FRANCE 99, Rue de Rennes 75006 Paris FRANCE
Attorney of Record Amy F. Divino
Priority Date December 10, 1993
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20060524.
Renewal 1ST RENEWAL 20060524
Live/Dead Indicator LIVE

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Labrador Retriever

Word Mark	LABRADOR RETRIEVER
Goods and Services	IC 018. US 001 002 003 022 041. G & S: Backpacks; duffel bags; athletic bags; beach bags; briefcases; business card cases; credit card cases; collars for animals; dog collars; garment bags for travel; handbags; harnesses for animals; pocket wallets; purses; purses, not of precious metal; rucksacks; satchels; school bags; school satchels; shopping bags of textile; sling bags for carrying infants; suitcases; traveling bags; umbrellas; and wallets. FIRST USE: 19960731. FIRST USE IN COMMERCE: 20020720
	IC 025. US 022 039. G & S: Clothing, namely; jackets; skirts; trousers; sweat pants; ski wear; cardigans; sweaters; vests; open necked shirts; sport shirts; blouses; polo shirts; shirts; camisoles; aprons; socks; stockings; gloves; mufflers; bandannas; hats; and caps. FIRST USE: 19960731. FIRST USE IN COMMERCE: 20020721
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	03.01.08 - Dogs; Puppies
Serial Number	75830720
Filing Date	October 22, 1999
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	January 8, 2002
Registration Number	2805168
Registration Date	January 13, 2004

Owner (REGISTRANT) Yugen Kaisha New England CORPORATION JAPAN 23-2, Jingumae 6- chome Shibuya-Ku, Tokyo JAPAN

Attorney of Record Kathryn A. Tyler

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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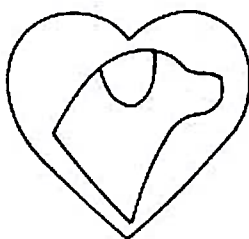
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Goods and Services

IC 018. US 001 002 003 022 041. G & S: leather purses and shoulder bags, leather pouches, leather wallets, and leather backpacks. FIRST USE: 20040101. FIRST USE IN COMMERCE: 20040101

IC 024. US 042 050. G & S: fabric holiday table runners, textile table napkins, bed blankets, bed sheets, textile placemats, pot holders, quilts, coverlets, and throw quilts. FIRST USE: 20040101. FIRST USE IN COMMERCE: 20040101

IC 025. US 022 039. G & S: Nightshirts, T-shirts, jackets, blazers, jumpers, vests, dresses, sweatshirts, coats, hats, aprons, leather belts, and bolo ties. FIRST USE: 20040101. FIRST USE IN COMMERCE: 20040101

Mark Drawing Code

(2) DESIGN ONLY

Design Search Code

02.11.13 - Hearts used as backgrounds or carriers
03.01.07 - Dogs displayed in silhouettes or as shadows

Serial Number

78451115

Filing Date

July 15, 2004

Current Filing Basis

1A

Original Filing Basis

1A

Published for Opposition

November 7, 2006

Registration Number

3200366

Registration Date

January 23, 2007

Owner

(REGISTRANT) Cross, Saudjie INDIVIDUAL UNITED STATES #116 316 Mid-Valley Carmel CALIFORNIA 93923

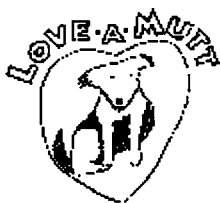
Attorney of Record Gordon D. Kinder
Description of Mark The mark consists of the outline of the head of a labrador Retriever appearing within a heart outline.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Word Mark	LOVE A MUTT
Goods and Services	IC 025. US 022 039. G & S: Clothing, namely, T-shirts. FIRST USE: 20000301. FIRST USE IN COMMERCE: 20000301
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	02.11.13 - Hearts used as backgrounds or carriers 03.01.08 - Dogs; Puppies 03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers
Serial Number	75927741
Filing Date	February 24, 2000
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	October 3, 2000
Registration Number	2503075
Registration Date	October 30, 2001
Owner	(REGISTRANT) Dillof, Nina T. INDIVIDUAL UNITED STATES 1933 Francisco Street Berkeley CALIFORNIA 94709
Attorney of Record	Chester Rothstein
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

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Word Mark Goods and Services

PLANET DOG EARTH'S BEST FRIEND

IC 018. US 001 002 003 022 041. G & S: Articles for dogs made of organic and recycled fabrics, namely, leashes, collars, beds and chews. FIRST USE: 20000211. FIRST USE IN COMMERCE: 20000211

IC 025. US 022 039. G & S: Clothing and head gear, namely hats, scarves, vests and tee shirts. FIRST USE: 20000211. FIRST USE IN COMMERCE: 20000211

IC 028. US 022 023 038 050. G & S: Toys for dogs made of organic and recycled materials, namely, chewing toys and flying discs. FIRST USE: 20000211. FIRST USE IN COMMERCE: 20000211

IC 031. US 001 046. G & S: Dog biscuits. FIRST USE: 20000211. FIRST USE IN COMMERCE: 20000211

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code

26.01.08 - Circles having letters or numerals as a border; Circles having punctuation as a border; Letters, numerals or punctuation forming or bordering the perimeter of a circle
 26.01.09 - Circles having animals as a border; Circles having geometric figures as a border; Circles having humans as a border; Circles having objects as a border; Circles having plants as a border; Geometric figures, objects, humans, plants or animals forming or bordering the perimeter of a circle.

Serial Number

76130063

Filing Date

September 18, 2000

Current Filing Basis

1A

Original Filing Basis

1A

Published for Opposition

June 26, 2001

Registration

Number 2490661
Registration Date September 18, 2001
Owner (REGISTRANT) Planet Ventures, Inc. CORPORATION MAINE 424 Fore Street Portland MAINE 04101
Attorney of Record JONATHAN T. HARRIS
Prior Registrations 2169756
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "DOG" and the design of a dog and dog biscuits APART FROM THE MARK AS SHOWN
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Goods and Services

IC 025. US 022 039. G & S: Clothing, namely, pants, shirts, hats, caps, neckwear, jackets, rainjackets, coats, waterproof leggings, parkas, vests, underwear, skirts, dresses, sports shirts, knitted shirts, woolen shirts, t-shirts, singlets, tracksuits, shorts, socks, shoes, sandals, boots, slippers, ties, cravats, scarves. FIRST USE: 19870000. FIRST USE IN COMMERCE: 19990412

Mark Drawing Code

(2) DESIGN ONLY

Design Search Code

03.01.08 - Dogs; Puppies

Serial Number

76183797

Filing Date

December 21, 2000

Current Filing Basis

1A

Original Filing Basis

1B

Published for Opposition

September 24, 2002

Registration Number

2747954

Registration Date

August 5, 2003

Owner

(REGISTRANT) SPECIALTY BRANDS LIMITED LIMITED COMPANY NEW ZEALAND 21 Scanlan Street Grey Lynn Auckland NEW ZEALAND

(LAST LISTED OWNER) PULP & GUNN HOLDINGS PTY LIMITED CORPORATION AUSTRALIA 71 MUNRO STREET AUCHENFLOWER, QUEENSLAND 4066 AUSTRALIA

Assignment Recorded

ASSIGNMENT RECORDED

Attorney of Record Nancy C. DiConza
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Register PRINCIPAL
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Word Mark	GOLD DOG
Goods and Services	IC 025. US 022 039. G & S: CLOTHING; NAMELY SHIRTS, SWEATSHIRTS, T- SHIRTS, JACKETS, HATS, SOCKS, FOOTWEAR, GLOVES, TIES, SCARVES, BELTS, UNDERCLOTHING, SHORTS, AND PANTS; EXCLUDING - REFLECTIVE CLOTHING AND REFLECTIVE PRODUCTS FOR, OR RELATING TO, PETS OR OTHER ANIMALS. FIRST USE: 19981000. FIRST USE IN COMMERCE: 19981000
	IC 035. US 100 101 102. G & S: RETAIL STORE SERVICES FEATURING CLOTHING FOR HUMAN BEINGS AND ANIMALS VIA A GLOBAL COMPUTER NETWORK, AND MAIL ORDER SERVICES IN THE FIELD OF CLOTHING FOR HUMAN BEINGS AND ANIMALS. FIRST USE: 19981000. FIRST USE IN COMMERCE: 19981000
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	03.01.08 - Dogs; Puppies 26.07.13 - Diamonds, exactly two diamonds; Two diamonds 26.07.21 - Diamonds that are completely or partially shaded
Serial Number	75565937
Filing Date	October 7, 1998
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	February 29, 2000
Registration Number	2646086
Registration Date	November 5, 2002

Owner (REGISTRANT) Malicke, Denise INDIVIDUAL UNITED STATES 5188 Forestview Ct. Brighton MICHIGAN 48116

Attorney of Record Douglas L. Wathen

Description of Mark The dog that forms a portion of the mark is gold in color and color is claimed as the feature of the mark.

Type of Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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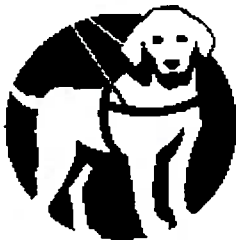
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Goods and Services

IC 016. US 002 005 022 023 029 037 038 050. G & S: Stickers, newsletters in the field of estate planning, fund raising events and the training and use of dogs by the blind or with impaired eyesight, manuals in the field of estate planning, fund raising events and the training and use of dogs by the blind or with impaired eyesight, brochures in the field of estate planning, fund raising events and the training and use of dogs by the blind or with impaired eyesight, pamphlets and brochures on wills and estates, decals and stationery. FIRST USE: 19970131. FIRST USE IN COMMERCE: 19970131

IC 018. US 001 002 003 022 041. G & S: Puppy bibs and puppy jackets. FIRST USE: 19970131. FIRST USE IN COMMERCE: 19970131

IC 025. US 022 039. G & S: Clothing namely, tee shirts, sweat shirts, jackets, hats, caps, golf towels, socks. FIRST USE: 19970131. FIRST USE IN COMMERCE: 19970131

IC 041. US 100 101 107. G & S: Educational services, namely, providing information by seminars, classes, pamphlets and brochures on wills and estates, training guide dogs for the assistance of blind persons and training blind persons in the use of guide dogs. FIRST USE: 19970131. FIRST USE IN COMMERCE: 19970131

IC 042. US 100 101. G & S: Charitable services, namely, providing, health care, and food for guides dogs, providing lodging, food, guide dogs and blind persons, and promoting public awareness of the needs of blind persons; providing information in the field of wills. FIRST USE: 19970131. FIRST USE IN COMMERCE: 19970131

Mark Drawing Code (2) DESIGN ONLY

Design 03.01.08 - Dogs; Puppies
Search Code 03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers
 26.01.21 - Circles that are totally or partially shaded.

Serial Number 76143015

Filing Date October 10, 2000
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition October 2, 2001
Registration Number 2522186
Registration Date December 25, 2001
Owner (REGISTRANT) INTERNATIONAL GUIDING EYE, INC. CORPORATION CALIFORNIA 13445 Glenoaks Boulevard Sylmar CALIFORNIA 91342
Attorney of Record DONALD S GRIER
Type of Mark TRADEMARK. SERVICE MARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator LIVE

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Word Mark Goods and Services

ISAR

IC 016. US 002 005 022 023 029 037 038 050. G & S: Blank note cards; Monographs in the field of animal rights and animal welfare. FIRST USE: 20060320. FIRST USE IN COMMERCE: 20060320

IC 018. US 001 002 003 022 041. G & S: Tote bags. FIRST USE: 20060700. FIRST USE IN COMMERCE: 20060700

IC 021. US 002 013 023 029 030 033 040 050. G & S: Mugs. FIRST USE: 20070424. FIRST USE IN COMMERCE: 20070424

IC 025. US 022 039. G & S: Sweat shirts; T-shirts. FIRST USE: 20060700. FIRST USE IN COMMERCE: 20060700

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code

03.01.04 - Cats, domestic Cats; Kittens
 03.01.07 - Dogs displayed in silhouettes or as shadows
 03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers

Trademark Search Facility Classification Code

ANI-MAMM Mammalia; accurate depiction of warm-blooded animals except for human beings
 LETTER-3-OR-MORE ISAR Combination of three or more letters as part of the mark

Serial Number

78852624

Filing Date

April 3, 2006

Current Filing Basis

1A

Original Filing Basis

1B

Published for Opposition November 14, 2006
Registration Number 3332382
Registration Date November 6, 2007
Owner (REGISTRANT) International Society for Animal Rights CORPORATION D.C. 965 Griffin Pond Road
Clarks Summit PENNSYLVANIA 18411
Attorney of Record Barbara L. Friedman
Prior Registrations 1792576
Description of Mark Color is not claimed as a feature of the mark. The mark consists of The words ISAR below the silhouetted views of a dog and a cat.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Word Mark	DOGLEG RIGHT
Goods and Services	IC 025. US 022 039. G & S: clothing, namely caps, shirts, jackets, sweaters and rainsuits. FIRST USE: 19950131. FIRST USE IN COMMERCE: 19950131
	IC 028. US 022 023 038 050. G & S: sporting goods, namely golf clubs, golf bags and golf club head covers. FIRST USE: 19950131. FIRST USE IN COMMERCE: 19950131
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	03.01.07 - Dogs displayed in silhouettes or as shadows 03.01.08 - Dogs; Puppies 03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers 21.03.01 - Balls including playground balls, beach balls, billiard balls, tennis balls, bingo balls and lottery balls; Beach balls; Billiard balls; Bingo balls; Lottery balls; Paddle balls; Playground balls; Table tennis balls; Tennis balls
Trademark Search Facility Classification Code	ANI-MAMM Mammalia; accurate depiction of warm-blooded animals except for human beings ART-21.03 Sporting articles; merry-go-rounds
Serial Number	77138980
Filing Date	March 23, 2007
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	September 11, 2007
Registration	3343577

Number

**International
Registration
Number** 0945564

**Registration
Date** November 27, 2007

Owner (REGISTRANT) Dogleg Right Corporation CORPORATION TEXAS Suite 180 11999 Plano Road Dallas
TEXAS 75243

**Attorney of
Record** Gregory W. Carr

**Description of
Mark** Color is not claimed as a feature of the mark. The mark consists of a dog and ball with the words DOGLEG
RIGHT.

Type of Mark TRADEMARK

Register PRINCIPAL

**Live/Dead
Indicator** LIVE

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My Wiener



Word Mark	MY WIENER
Goods and Services	IC 025. US 022 039. G & S: Clothing, namely, t-shirts, sweatshirts, sweat pants, sweaters, pants, pant-suits, underwear, loungewear, lingerie, socks, shoes, coats, belts, head, neck and wrist bands, sweat bands, hats, gloves, scarves, swimsuits, beach cover-ups, and jeans. FIRST USE: 20030513. FIRST USE IN COMMERCE: 20030825
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	03.01.07 - Dogs displayed in silhouettes or as shadows 03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers
Serial Number	78467208
Filing Date	August 13, 2004
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	December 13, 2005
Registration Number	3125740
Registration Date	August 8, 2006
Owner	(REGISTRANT) Ripple Junction Design Co. CORPORATION OHIO 11529 Goldcoast Drive Cincinnati OHIO 45249
Attorney of Record	Karen Kreider Gaunt, Esq.
Type of Mark	TRADEMARK

Register PRINCIPAL
Live/Dead Indicator LIVE

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{ 26° 55' 43" N } { 82° 03' 55" W }

Word Mark SALTY PAWS PUNTA GORDA (26° 55' 43" N) (82° 03' 55" W)

Goods and Services IC 025. US 022 039. G & S: clothing, namely, T-shirts, sweatshirts, and hats. FIRST USE: 19940301.
FIRST USE IN COMMERCE: 19940301

Mark Drawing Code (3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code 01.01.03 - Star - a single star with five points
03.01.08 - Dogs; Puppies
03.01.16 - Heads of cats, dogs, wolves, foxes, bears, lions, tigers
17.07.05 - Compasses (directional); Directional compasses, including mariner's compasses and compass points

Serial Number 78406307

Filing Date April 22, 2004

Current Filing Basis 1A

Original Filing Basis 1A

Published for Opposition January 24, 2006

Registration Number 3119143

Registration Date July 25, 2006

Owner (REGISTRANT) Holden, Bonnie INDIVIDUAL UNITED STATES 75 Ferry Rd. Bristol RHODE ISLAND 02809

(LAST LISTED OWNER) SALTY PAWS, INC. CORPORATION FLORIDA 5104 BOND ROAD NORTH PORT FLORIDA 34288

Assignment Recorded ASSIGNMENT RECORDED

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE PUNTA GORDA (26° 55' 43" N) (82° 03'

55" W) APART FROM THE MARK AS SHOWN
Type of Mark TRADEMARK
Register PRINCIPAL-2(F)
Live/Dead Indicator LIVE

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Word Mark	DLR
Goods and Services	IC 025. US 022 039. G & S: clothing, namely caps, shirts, jackets, sweaters and rainsuits. FIRST USE: 20030805. FIRST USE IN COMMERCE: 20030805
	IC 028. US 022 023 038 050. G & S: sporting goods, namely golf clubs, golf bags and golf club head covers. FIRST USE: 20030805. FIRST USE IN COMMERCE: 20030805
Mark Drawing Code	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
Design Search Code	03.01.07 - Dogs displayed in silhouettes or as shadows 03.01.08 - Dogs; Puppies 03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers 21.03.01 - Balls including playground balls, beach balls, billiard balls, tennis balls, bingo balls and lottery balls; Beach balls; Billiard balls; Bingo balls; Lottery balls; Paddle balls; Playground balls; Table tennis balls; Tennis balls
Trademark Search Facility Classification Code	ANI-MAMM Mammalia; accurate depiction of warm-blooded animals except for human beings ART-21.03 Sporting articles; merry-go-rounds LETTER-3-OR-MORE DLR Combination of three or more letters as part of the mark
Serial Number	77129813
Filing Date	March 13, 2007
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	November 13, 2007
Registration	3375159

Number

**Registration
Date**

January 29, 2008

Owner

(REGISTRANT) Dogleg Right Corporation CORPORATION TEXAS Suite 180 11999 Plano Road Dallas
TEXAS 75243

**Attorney of
Record**

Gregory W. Carr

**Description of
Mark**

Color is not claimed as a feature of the mark. The mark consists of a dog and ball with the letters DLR.

Type of Mark

TRADEMARK

Register

PRINCIPAL

**Live/Dead
Indicator**

LIVE

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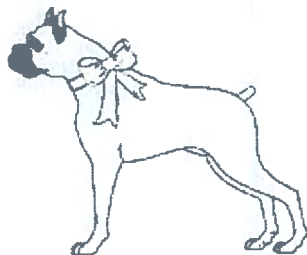
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Goods and Services	IC 025. US 022 039. G & S: APPAREL, NAMELY, FEMALE BOXER SHORTS WORN AS LOUNGEWEAR OR UNDERWEAR, HATS, T-SHIRTS, BLOUSES, SKIRTS, SWIMSUITS, TANK TOPS, CAMISOLES, AND LOUNGEPANTS. FIRST USE: 20050306. FIRST USE IN COMMERCE: 20050606
Mark Drawing Code	(2) DESIGN ONLY
Design Search Code	03.01.08 - Dogs; Puppies 03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers 09.01.04 - Bows, decorative; Ribbons, giftwrap (gift wrap); Ribbons, hair
Trademark Search Facility Classification Code	ANI-MAMM Mammalia; accurate depiction of warm-blooded animals except for human beings ART-09.01 Textiles other than clothing
Serial Number	78563085
Filing Date	February 8, 2005
Current Filing Basis	1A
Original Filing Basis	1B
Published for Opposition	December 12, 2006
Registration Number	3336074
Registration Date	November 13, 2007
Owner	(REGISTRANT) Raymond, Rebecca Kimberley INDIVIDUAL UNITED STATES c/o Lance Wallace 1710 Rose Mill Circle Midlothian VIRGINIA 23112
Description of	Color is not claimed as a feature of the mark. The mark consists of english boxer dog with large sash/ribbon

Mark tied around neck.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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Goods and Services

IC 025. US 022 039. G & S: Shirts, t-shirts, tank tops, sweat shirts, sweat pants, pants, shorts, headwear.
FIRST USE: 19940000. FIRST USE IN COMMERCE: 19940000

Mark Drawing Code

(2) DESIGN ONLY

Design Search Code

03.01.08 - Dogs; Puppies
03.01.16 - Heads of cats, dogs, wolves, foxes, bears, lions, tigers
03.01.24 - Stylized cats, dogs, wolves, foxes, bears, lions, tigers
26.01.07 - Circles with a decorative border, including scalloped, ruffled and zig-zag edges
26.01.09 - Circles having animals as a border; Circles having geometric figures as a border; Circles having humans as a border; Circles having objects as a border; Circles having plants as a border; Geometric figures, objects, humans, plants or animals forming or bordering the perimeter of a circle.
26.01.21 - Circles that are totally or partially shaded.
26.05.02 - Plain single line triangles; Triangles, plain single line
26.05.13 - Triangles, exactly two triangles; Two triangles
26.05.16 - Triangles touching or intersecting
26.05.21 - Triangles that are completely or partially shaded

Serial Number

78443207

Filing Date

June 29, 2004

Current Filing Basis

1A

Original Filing Basis

1B

Published for Opposition

October 4, 2005

Registration Number

3276262

Registration Date

August 7, 2007

Owner (REGISTRANT) Southboro Kennels inc. CORPORATION MASSACHUSETTS 47 Oregon Rd. Southboro MASSACHUSETTS 01772

Attorney of Record Brian Gibbons

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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Goods and Services	IC 025. US 022 039. G & S: shirts and tops, pants, shorts, sweatshirts and sweat pants, sweatsuits, caps and hats, sleepwear and underwear. FIRST USE: 20030101. FIRST USE IN COMMERCE: 20030101
Mark Drawing Code	(2) DESIGN ONLY
Design Search Code	03.01.07 - Dogs displayed in silhouettes or as shadows 26.01.21 - Circles that are totally or partially shaded.
Serial Number	78262870
Filing Date	June 16, 2003
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	August 10, 2004
Registration Number	2899657
Registration Date	November 2, 2004
Owner	(REGISTRANT) Marco Polo Explorers, Inc. CORPORATION OHIO 744 Wakefield Place Cincinnati OHIO 45226
Attorney of Record	Daniel B. Runk
Description of Mark	The mark consists of a stylized image of the profile of a small dog in a semi-seated position.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead	LIVE

Indicator

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